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March 2, 2007

DATE

Attorney Docket No. P51403

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Axtен, et al.	March 2, 2007
Serial No.:	10/538,931	Group Art Unit No.: 1624
Filed:	June 14, 2005	Examiner: K. Habte
For:	ANTIBACTERIAL AGENTS	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Supplemental Information Disclosure Statement Under 37 C.F.R. §1.97(b)(3)**

The attached list of citations is being submitted under the provisions of 37 C.F.R. §1.56 and §1.97 in order to comply with the duty of disclosure. Their inclusion herein, however, should not be construed as an admission that any particular cited reference is effective prior art or that it discloses or renders obvious any aspect of the claimed invention.

The documents cited herein are listed on the enclosed PTO Form 1449. A copy of each cited document is enclosed, except U.S. Patent documents, and those references which are already part of the filewrapper. This statement is being filed under the provisions of 37 C.F.R. §1.97(b)(3), before the mailing of a first Office action on the merits.

Some of the documents listed in the attached form PTO-1449 are English language family members of non-English language publications which were previously cited to the Office:

Non-English language document	English language family member
WO01/252227	6,403,610B1
WO04/024712	US 2004/0087619A1
WO04/024713	6,841,562B2
WO02/040474	6,603,005B2 6,903,217B2

Serial No.: 10/538,931

WO02/072572	6,602,884B2 6,815,547B2
WO04/035569A2	US 2006/0040949A1
WO04/087647A2	US 2004/0224946A1
WO04/089947A2	US 2006/0205719A1
WO05/016916	US 2005/0032800

A copy of co-pending, commonly owned U.S.A.N. 11/604,045 and its currently pending claims is included herewith.

USAN 10/868,315, 10/199,933 and 10/937,468 are unpublished US patent applications, which will not publish prior to US grant. The Examiner is respectfully requested to consider these applications.

No fee is believed due for filing this paper. However, authorization is given to charge any fees under 37 C.F.R. §1.16 or §1.17 which may be required by this paper, or credit any overpayment, to Deposit Account 19-2570.

Respectfully submitted,

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Form PTO-1449	U.S. Department of Commerce Patent and Trademark Office	ATTY. DOCKET NO. P51403	SERIAL NO. 10/538,931
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>MAP 06 2007 Use several sheets if necessary</i>		APPLICANT Axtен et al.	
		FILING DATE 6/14/05	GROUP 1624

**U.S. PATENT DOCUMENTS**

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
/VB/	6,403,610B1	6/11/02	Malleron et al.	514	314	9/18/00
	6,602,884B2	8/5/03	Bacque et al.	514	314	3/13/02
	6,603,005B2	8/5/03	Baque et al.	546	176	11/14/01
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	6,841,562B2	1/11/05	Bacque et al.	514	314	9/10/03
	6,903,217B2	6/7/05	Bacque et al.	546	180	6/27/03
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	2004-0053928A1 (10/380,915)	3/18/04	Davies et al.	514	248	PCT 9/19/01
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	2006-0014749A1 (11/219,148)	1/19/06	Davies et al.	514	249	9/2/05
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	2006-0205719A1 (10/553,731)	9/14/06	Hubschwerlen et al.	514	230.5	PCT 3/29/04
	2007-0004710A1 (10/533,501)	1/4/07	Axten et al.	514	224.2	PCT 11/4/03
/VB/	USAN 11/604,045	To be assigned	Brooks et al.			11/22/06

## FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation Yes	No
/VB/		WO 00/21952	4/20/00	WIPO				
/VB/		WO04/087145A2	10/14/04	WIPO				
/VB/		WO04/096982A2	11/11/04	WIPO				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER	/Venkataraman Balasubramanian/	DATE CONSIDERED	01/28/2008
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-EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copyof this form with next communication to applicant.

## CO-PENDING, UNPUBLISHED US PATENT APPLICATIONS

Examiner Initial	Attorney Docket No.	USAN	Inventors	Filing Date	Title
O I P E /VB/ 	P51113C	10/868315 (cont of 09/912610, abandoned)	Erskine et al.	6/15/04	Compounds and Methods for the Treatment of Disease
MAR 06 2007 /VB/	P51113-1	10/199933, CIP of 09/912610	Erskine et al.	7/19/02	Compounds and Methods for the Treatment of Disease
/VB/	P51113-2	10/937468, CIP of 09/912610	Erskine et al.	9/9/04	Compounds and Methods for the Treatment of Disease
EXAMINER /Venkataraman Balasubramanian/		DATE CONSIDERED 01/28/2008			

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